

UNPUBLISHED

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 08-8388

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

MICHAEL ROBERT FEATHERSTUN, a/k/a Big Country, a/k/a Mike,

Defendant - Appellant.

Appeal from the United States District Court for the Eastern District of Virginia, at Alexandria. James C. Cacheris, Senior District Judge. (1:05-cr-00021-JCC-3)

Submitted: May 18, 2009

Decided: May 20, 2009

Before WILKINSON, MICHAEL, and DUNCAN, Circuit Judges.

Affirmed by unpublished per curiam opinion.

Michael Robert Featherstun, Appellant Pro Se. Rebeca Hidalgo Bellows, Assistant United States Attorney, Alexandria, Virginia, for Appellee.

Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

Michael Featherstun appeals the district court's order denying his motion for an extension of time in which to file a 28 U.S.C.A. § 2255 (West Supp. 2008) motion. Our review of the record discloses no reversible error. Accordingly, we affirm. We do so without prejudice to Featherstun's right to file an initial § 2255 motion and an opportunity to establish a basis for equitable tolling. We express no opinion, however, on his ability to do so. We dispense with oral argument because the facts and legal contentions are adequately presented in the materials before the court and argument would not aid the decisional process.

AFFIRMED